

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

BAIL APPLICATION No.787 OF 2016

Ashish Mohan Dhaigude .Applicant

Vs.

The State of Maharashtra .Respondent

Mr.Milind Deshmukh, Advocate, for the Applicant
Mr.J.H.Ramugade, APP, for the Respondent – State

CORAM : REVATI MOHITE DERE, J.

DATE : 02.05.2016

P.C.

. Heard learned counsel for the Applicant
and the learned APP for the Respondent – State.

2. By this Application, the Applicant
seeks his enlargement on bail in connection with
C.R.No.75 of 2015 registered with the Dattawadi
Police Station, District – Pune, for the alleged
offences punishable under Sections 342, 394,
450, 452 & 459 of the Indian Penal Code.

3. The Complainant is one Smt. Chandrabhaga Shankar Sanas aged 80 years. She has alleged that on 29.03.2015 at about 5.30 p.m. when she was alone in her house, one unknown person entered her house, assaulted her and took away Gold ornaments and cash worth Rs.1,15,000/-.

4. Learned counsel for the Applicant submits that investigation is complete and charge-sheet is filed.

5. Learned APP opposed the Bail Application. He submitted that the Applicant has been identified in the identification parade and Gold ornaments have been recovered at the instance of the Applicant. He submits that there is one antecedent against the Applicant.

6. Perused the papers. The Applicant has been identified by the Complainant and there is

recovery of Gold ornaments at his instance. There is one case registered against the Applicant vide C.R.No.181 of 2015 with the Khadak Police Station for a similar offence.

7. Considering the aforesaid, this is not a fit case to enlarge the Applicant on bail. Accordingly, the Application stands rejected. If for no fault of the Applicant, the trial does not conclude within a reasonable period, the Applicant is granted liberty to renew his prayer for bail.

8. It is made clear that the observations made herein are *prima facie*, and the trial Court shall decide the case on its own merits, in accordance with law, uninfluenced by the observations made in this order.

(REVATI MOHITE DERE, J.)